

JAN 21 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. 14219US03)

In the Application of:)	Customer No.:	23446
LUND ET AL.)		
)		
Serial No.: 10/829,636)		
)		
Filed: April 22, 2004)		
)		
For: METHOD TO OVERLAY A)		
SECONDARY COMMUNICATION)		
CHANNEL ONTO AN ENCODED)		
PRIMARY COMMUNICATION)		
CHANNEL)		
)		
Examiner: Jean Bruner Jeanglaude)		
)		
Group Art Unit: 2819)		
)		
Conf. No.: 7063)		

**TERMINAL DISCLAIMER TO OBVIATE ANY
DOUBLE PATENTING ISSUE (37 C.F.R. 1.321(c))**

Dear Sir:

Interest of Entity Making This Disclaimer

Broadcom Corporation (hereinafter referred to as "Broadcom") is the assignee of the entire interest in the above application, as well as Application Serial No. 10/454,273 (the '273 application), which was filed on June 4, 2003.

Disclaimer

Broadcom hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of any patent that issues from the '273 application, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only during such period that said patent is commonly owned with the '273 application, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee and its successors or assigns.

Appln. No.: 10/829,636
Terminal Disclaimer dated: January 21, 2005

It is to be understood from the foregoing language that Broadcom does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration of the term of any patent issuing from the '273 application, even if the effective life of such patent is shortened by a subsequent event (such as, for example, failure to pay a maintenance fee, a court or Patent Office ruling, or a disclaimer by the Patentee).

Fee Status (37 C.F.R. 1.20(d))

Please charge the fee, if any, to the deposit account of McAndrews, Held & Malloy, Ltd.,
Account No. 13-0017.

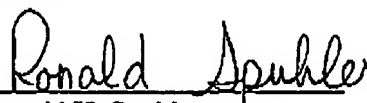
Evidentiary Statement

The evidentiary documents accompanying or referred to in the Terminal Disclaimer have been reviewed by the undersigned, and it is certified that, to the best of the assignee's knowledge and belief, title is in the assignee seeking to take action.

The Commissioner is hereby authorized to charge any other fees required by this submission, or credit any overpayment, to the deposit account of McAndrews, Held & Malloy, Account No. 13-0017.

Dated: January 21, 2005

Respectfully submitted,



Ronald H. Spuhler
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